HON'BLE THE CHIEF JUSTICE SRI G.S. SINGHVI

AND

HON'BLE SRI JUSTICE G. BHAVANI PRASAD

Writ Appeal No.363 of 2006

Between:

M.V.S.R.Engineering College Teaching and
Non-Teaching Staff Welfare Association,
represented by its Secretary General. … Appellant.

AND

Matrusri Education Society,
Saidabad, Hyderabad, represented by
its Secretary & others. … Respondents.

:: JUDGMENT ::

Counsel for the Appellant : Sri Vedula Srinivas

Counsel for Respondent Nos.1 & 2 : Sri Y.Ratnakar

Counsel for Respondent No.3 : Government Pleader for
Technical Education

Counsel for Respondent No.4 : Government Pleader for Finance
& Planning.

13th APRIL 2006

Per G.S. Singhvi, C.J.

This appeal is directed against order dated 9-3-2006 passed by the learned Single Judge whereby he directed that W.V.M.P.No.134 of 2006 filed by the appellant for vacating ad interim order passed in favour of respondent Nos.1 and 2 be listed along with the main writ petition, which shall be posted for hearing in the usual course.

We have heard learned counsel for the parties and perused the record including G.O.Ms.No.153, Education (EC) Department, dated 16-5-1994. Ordinarily, we would have set aside the order under challenge and remitted the matter to the Single Bench for adjudication of W.V.M.P.No.134 of 2006 filed by the appellant on merits, but keeping in view the fact that the fate of large number of employees depends on the adjudication of the main writ petition, we feel that it will be in the interest of both the parties that the main writ petition is heard at an early date.

Learned counsel for the parties also agreed that the Court may direct listing of the main writ petition for hearing at an early date.

Hence, the appeal is disposed of with the direction that Writ Petition No.27349 of 2005 filed by respondents 1 and 2 be listed for hearing before the Single Bench on June 12, 2006. We also give liberty to the counsel for the appellant to make a request to the learned Single Judge for out of turn hearing of the petition and hope that such request would be sympathetically considered by the Bench concerned.

As a sequel to the disposal of the writ appeal, WAMP.No.780 of 2006 filed by the appellant for interim relief is disposed of as infructuous.

G.S. SINGHVI, C.J.

13th April, 2006

G. BHAVANI PRASAD, J.

ARS/grr/vtv